

BEARINGER, SUZAN 1930

Adm. HARRY R. DONNELLY

I, Susan Bearinger, of Cumberland,
Allegany County, Maryland, do make,
publish and declare this to be my
last Will and Testament in manner
following, that is to say:-

After the payment of all my
just debts and funeral expenses, I
give, devise and bequeath my estate
as follows:-

1st:- I give and bequeath to my son,
Loring Bearinger the sum of one
thousand dollars for his very faith-
ful treatment towards me during
my declining days.

2nd:- I give and bequeath to Nettie
Santmyer my sewing machine
for life and after her death it shall
become the property of Katherine
Bearinger.

3rd:- I direct that my real estate
consisting of a house and lot on
Lafayette Avenue, in the City
of Cumberland, Maryland, be
sold by my executor, herein-
after named, and that the
proceeds thereof, after deducting
the expense thereof shall be

equally divided among the following:
Minnie Cline, wife of Dory Cline;
Nettie Santanger, wife of John Sant-
myer; Carrie Huntsman, wife of
Clem Huntsman, and Clorie
Bearinger, they being all my sons
and daughters.

4th:- I give and bequeath to my
aforesaid sons and daughters all
the money of which I may die
seized and possessed, share and
share alike, after deducting the one
thousand bequeathed to Loring Bearinger

5th. All the rest and residue of my
estate, real, personal or mixed, where-
soever found or situated; I give,
devise and bequeath to my son
Loring Bearinger

6th:- I hereby constitute and appoint
Harry R. Donnelly, Attorney at Law,
Cumberland, Maryland, to be the
executor of this my last Will and
Testament, hereby revoking any
and all other Wills heretofore made
by me.

In witness whereof I hereunto
set my hand and seal this Third
day of July 1925

Witness to her mark

Mrs R B H Ambrose

^{Her}
Luzan Bearinger (seal)
mark

Signed, sealed, published and
declared by Susan Bearinger the
above named testatrix, as and for
her last Will and Testament in
our presence, who at her request,
in her presence and in the presence
of each other, have hereunto signed
our names as witnesses

✓ R. B. H. Ambrose
Mrs R. B. H. Ambrose,
Walter W. Killegan

Last Will and Testament
of
Suzan Bearinger, deceased.

This Will was on the 17th day of March, 1930, filed and sworn as to custody by Harry R. Donnelly, the Executor named therein, who made oath in due form of law; that after the death of Suzan Bearinger, the testatrix, he received said will from the hand of the Register of Wills for Allegany County, Maryland, in whose office it was filed for safe keeping on the 3rd day of July, 1925, the date of the signing and sealing thereof. And on the 17th day of March, 1930, said will was proven by R. B. H. Ambrose and Walter W. Hillegass, two of the subscribing witnesses thereto. And it was exhibited for probate and record and there being no objections filed, nor any caveat entered thereto (the near relatives of said testatrix having been advised that said will would be offered for probate) said will was by the Orphans' Court on the 18th day of March, 1930, admitted to probate and record.

Test. Hervey W. Shuck,
Register of Wills

Recorded Liber P, Folio 122 &c.

First Account of Harry R. Donnelly, Executor of Suzan Bearinger, late of Allegany County, Maryland, deceased. This Executor charges himself:-
With the following amounts returned per List of Debts filed in the Orphans' Court on the 27th day of May, 1930, of record in Inventories Liber No. 11, folio 220 - - - - - viz: - - - - - x.

Cash in Bank at time of death.	\$	538.02
Cash received same being rent in full to March, 1930.		
	164.81	\$ 692.83

AND GRAVES ALLOWANCE AS FOLLOWS.

1. Paid Louis Stein, Inc.	Casket.	\$	265.00
2. " Dr. M. E. B. Owens.	Services.		3.00
3. " Dr. F. L. Barkdoll.	"		4.00
4. " H. D. Billmeyer, Coll.	1929 City Taxes.		10.40
5. " Harry L. Smith, Coll.	1929 State & Co. Tax.		17.21
6. " R. W. Young, Agt.	Insurance.		13.40
7. " H. D. Billmeyer, Coll.	Water Rent.		12.00
8. " same.	" "		4.00
9. " Albert H. Macy, Agt.	Bond.		5.00
10. " Daily News.	Notice to Creditors.		4.00
11. " Mrs. Santmyer.	Account (Window)		2.30
12. " Harry R. Donnelly, Atty.	Services. Per		
	Approval of the Orphans' Court.		25.00
	Paid Hervey W. Shuck.	Register.	28.50

Executors Commissions of 10% on \$692.83-\$69.28,

Less State Tax of 1% on \$692.83-\$69.28,	62.36
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State Tax of 1% on \$692.83, noted above, due the

State to be paid to the Register of Wills.	6.92	\$ 463.09
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\$ 229.74

DISTRIBUTION UNDER WILL.
SPECIFIC.

1. To Loring Bearinger.	Son. (On Acct. Request)	
	(SEE WILL)	\$ 229.74

First Account

of

Harry R. Donnelly, Executor

of

Suzan Bearinger, deceased.

Filed and Sworn to by the said
Executor this 27th day of
May, 1930.

Test. Hervey W. Shuck.

Register of Wills.

Passed, ratified and confirmed
per Order of Court passed this
27th day of May, 1930.

Test. Hervey W. Shuck.

Register of Wills.

Recorded Liber U, folio 1094

Estate of Susan Bearinger, deceased.

Date of Death May 23rd, 1929.

Will yes

Harvey R. Connelly.

Executor, Administrator, Etc.

Address City.

BOND, \$ 500⁰⁰

INVENTORY X

LIST OF DEBTS yes

S. Savings Bank & Rent.

APPRAISERS ✓
✓

Notice to Creditors News

Exemplifications One

Releases No. now.

Remarks

Executor from hand of Register
on 3/17/30. & near relatives,
advised of Probate thereof 3/17/30.
R. M. Ambrose & Walter W
Hillegass. 3/17/30.
Admitt to Probate 3/18/30.

Second and Final Account of Harry R. Donnelly, Executor of Suzan Bearinger, late of Allegany County, Maryland, deceased. This Executors charges himself:-With the following amount returned per Report of Sale of Real Estate filed in the Orphans' Court on the 2nd day of September, 1930, of record in Court Proceedings Liber No. _____, folio _____. \$ 333.33-1/3.

AND CRAVES ALLOWANCE AS FOLLOWS.

1. Paid Daily News. Order Nisi. \$ 4.00

Paid Hervey W. Shuck. Register. 16.50

Executor's Commissions of 10% on \$333.33-1/3-
\$33.33, Less State Tax of 1% on \$333.33-1/3-
\$3.33. 30.00

State Tax of 1% on \$333.33-1/3, noted above,
due the State to be paid to the Register of
Wills.

3.33 \$ 53.83
\$ 279.50-1/3

DISTRIBUTION UNDER WILL.

SPECIFIC.

1. To Loring Bearinger. Son. (On account
of Bequest) (SEE WILL)

\$ 279.50-1/3

Second and Final Account
of
Harry R. Donnelly, Executor
of
Suzan Bearinger, deceased.

Filed and Sworn to by the said
Executor this 3rd day of October,
1930.

Test. Hervey W. Shuck.

Register of Wills.

Passed, ratified and confirmed
per Order of Court passed this
3rd day of October, 1930.

Test. Hervey W. Shuck.

Register of Wills.

Recorded Liber U, folio 168&c.

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OATH OF OFFICE

I, Harry R. Donnelly - - - in the presence of
Almighty God, do solemnly promise and declare that I will well and truly administer the Goods, Chattels,
Personal estate and Credits of Suzan Bearinger - - -
late of Allegany County, Maryland, deceased, to the best of my knowledge according to law, and
will give a just account of my administration, when thereto I shall be lawfully called and
that I will diligently and faithfully regard, and well and truly comply with the LAW imposing
a tax on commissions allowed to EXECUTORS and ADMINISTRATORS and a tax on Collateral Inheritances,
Distributive Shares and Legacies.

Harry R. Donnelly

The above Oath of Office was taken and subscribed in open Court
on this 18th day of March, in the year 19 30.

Hewey M. Shuck

Register of Wills

OATH OF OFFICE

OF

Harry R. Donnelly

Executor

OF

Suzan Bearinger.

Deceased

Filed

March, 18th, 1930.

Recorded Court Proceedings,

Liber No. - *Folio* 178.

Know all Men by these presents,

THAT We Harry R. Donnelly, of Allegany County, Maryland, and The Fidelity and Casualty Company of New York, a Corporation,-----

~~of Allegany County, Maryland, and The Fidelity and Casualty Company of New York, a Corporation,~~ are held and firmly bound unto the said State of Maryland, in the full and just sum of -----Five Hundred (\$500.00)-----

dollars, lawful and current money of the United States, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves, our heirs, executors, administrators and assigns, jointly and severally firmly by these presents.

Sealed with our seals, and dated this 18th day of ----March----- in the year of nineteen hundred and thirty.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH,

That if the above bounden Harry R. Donnelly,-----

----- shall well and truly perform the office of Executor----- of --Suzan Bearinger,----- late of Allegany County, Maryland, deceased, and shall in all respects discharge the duties of him required by law as Executor----- aforesaid without any injury or damage to any person interested in the faithful performance of said office, then this obligation to be void; otherwise it shall remain in full force and virtue in law.

SIGNED, SEALED AND DELIVERED }
IN PRESENCE OF

JM Shuck

Harry R. Donnelly [SEAL]

The Fidelity and Casualty Company of New York, a Corporation, [SEAL]

By Albert H. Macy [SEAL]
Attorney in Fact.

[SEAL]

[SEAL]

[SEAL]

[SEAL]

Estate of Suzan Bearinger.

Harry R. Donnelly.
Executor.

To { Executors----- Bond
STATE OF MARYLAND

Filed and approved the 18th day
of ---March----- 1930.

John Scott Sr.
John J. Price

Judges of the Orphans' Court.

Recorded in Liber P. Folio 31.

D

THE COMMERCIAL PRESS



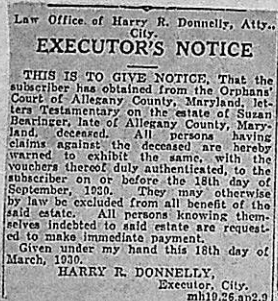
REPORT OF NOTICE TO CREDITORS

To the honorable, the Judges of the Orphans' Court of Allegany County:

The undersigned, Executor of Suzan Bearinger - -

- - - - - deceased, respectfully represents to your Honors that
he gave notice to creditors to bring in their claims against Suzan Bearinger
deceased, pursuant to an order of your Honorable Court, passed for that purpose, a copy of which
notice is hereunto annexed, in the Daily News a newspaper published in
Allegany County.

Harry R. Donnelly
Executor.



State of Maryland, Allegany County, to wit:

On this 27th day of May 19 30,
before the subscriber Register of Wills - - - -
in and for the County aforesaid personally appeared Harry
R. Donnelly, Executor of Suzan Bearinger
- - - - - deceased, and made oath in due form of

law, that the annexed notice to creditors to bring in their claims against her testate
was given pursuant to an order of the Orphans' Court of said County, passed for that purpose in the
Daily News a newspaper printed and published in Allegany County,
once in each of three successive weeks from date of insertion.

Register

ORDER OF COURT

State of Maryland, Allegany County, to wit:

BE IT REMEMBERED, AND IT IS HEREBY CERTIFIED, That on this 27th day of
May 1930, satisfactory proof and evidence was offered and given to the
Orphans' Court of Allegany County, that the notice mentioned in the foregoing report was given by
the Executor as set forth in his said report, and this certificate of
the fact is accordingly given, and this certificate, as well as the foregoing report, is hereby ordered to
be recorded amongst the records of this Court.

John Scott Jr C. J. O. C.
John D. Price J. O. C.
Virgil T. Wolford J. O. C.

REPORT

Estate of:-

Suzan Bearinger, deceased.

Harry R. Donnelly,

Executor.

3/18/30

Filed May 27th, 1930.

Recorded in Liber I Folio 394

LIST OF DEBTS

DUE AND OWING TO

Suzan Bearinger.

Late of Allegany County, Maryland, Deceased

Filed and sworn to by

Harry E. Donnelly

this 27th day of May 1930.

Test:

J. H. Spuck Register.

To be made up by

Harry E. Donnelly

with any Cash in Bank, House or on Person
at time of death. Also any Mortgages, Notes,
Accounts, or Cash owed by others to the de-
ceased at time of death.

Recorded in Liber No. 11 Folio 220

An Inventory of the DEBTS due and owing to

Suzan Bearinger - - - - - late of Allegany County, Maryland,
deceased, to wit:

FROM WHOM DUE	SPERATE	DOUBTFUL	DESPERATE
Cash in the Cumberland Savings Bank of Cumberland, Md., at time of death.	\$597.71		
Total.-----	\$ 597.71.		
<i>N. J. Donnelly, Executor.</i>			

LIST OF DEBTS

DUE AND OWING TO

Suzan Bearinger

Late of Allegany County, Maryland, Deceased

Filed and sworn to by

Harry R. Donnelly

this 18th, day of March- 1920.

Test:

H. N. Shuck Register.

To be made up by

Harry R. Donnelly

with any Cash in Bank, House or on Person
at time of death. Also any Mortgages, Notes,
Accounts, or Cash owed by others to the de-
ceased at time of death.

Recorded in Liber No. 11 Folio 190

EXECUTORS REPORT OF SALE OF REAL ESTATE.

In the matter of the sale of the:
Real Estate. In the Orphans Court for Allegany
: County, Maryland.
: of
: Suzan Bearinger, Deceased. : Filed September 2nd, 1930

TO THE HONORABLE, THE JUDGES OF THE ORPHANS' COURT FOR
ALLEGANY COUNTY. STATE OF MARYLAND.

The report of Harry R. Donnelly, Executor of the last
Will and Testament of Suzan Bearinger, late of Allegany County,
Maryland, deceased, dated July 23rd 1925 and admitted to pro-
bate March 18 1930 and recorded in the Orphans Court for Alle-
gany, Maryland on said date and which was duly recorded in
the Office of the Register of Wills for Allegany County,
Maryland, in Will's Book, Liber P folio 122 etc., one of the
Record Books of the said Orphans Court; and by a power of
sale in said last Will and Testament the said Harry R. Donnelly
Executor as aforesaid is authorized to make sale of the real
estate of the said Suzan Bearinger, deceased, respectfully
represents:

That he has qualified as Executor of the Last Will and
Testament of Suzan Bearinger, deceased, and has given bond
as security for the faithful discharge of his trust which said
bond was duly approved by the Orphans Court for said County
and State, and as the said Harry R. Donnelly, Executor as
aforesaid is desirous to make a sale of the real estate of
which the said Suzan Bearinger, died seized and possessed to
the best advantage possible and as the said Harry R. Donnelly
Executor as aforesaid, believed and is informed that he can make
a more advantageous sale of the real estate of the said Suzan
Bearinger, deceased, at private sale, taking into consideration
the large expense which would be incurred in making a public
sale of this property and the probability of not being able

to realize an adequate price for said property at public sale after taking all things into consideration with the consent and approval of the said Orphans Court of said County and State to sell the interest of the said Suzan Bearinger, it being a one third interest, the two thirds vesting in the children of the said Suzan Bearinger, deceased. He did on the 30th day of August 1930 sell the hereinafter described property to Grace Duffin of Cumberland, Allegany County, Maryland for the sum of Three hundred and thirty three and one third (\$333.33-1/3) dollars for her one third undivided interest in the land hereinafter described, the remaining heirs will join in the deed for same upon the ratification of this sale and the said purchaser will pay for said land and improvements the additional sum of Six hundred and sixty six and two thirds (\$666.66 2/3) Dollars which belongs to the said owners of the additional two thirds undivided interest in said land and improvements.

The property so sold is described as follows to wit:-

All that lot or parcel of grounds which was conveyed to Joseph Bearinger deceased husband of Suzan Bearinger, deceased and father of the children who will join in this deed, by deed from Louis Weber et ux, dated May 26th 1905 and recorded in Liber 97 folio 296 of the Land Records of Allegany County, Maryland, the same being a part of a tract of land called "The Resurvey on Shut's Request" situated in Allegany County, Maryland, near the Southerly limits of the City of Cumberland, and particularly known as Lot No. 540 as described on the plat of Walsh's Addition to South Cumberland, Maryland, part one of which plat is duly recorded in Liber T.L. No. 83 folio 292 one of the Land Records of Allegany County, and being one of the lots which was conveyed to the said Louis Weber by Thomas H. Hobbs et al, by deed dated April 29th and recorded in Liber J. W. Y. No. 96 folio 506 one of the Land Records of said Allegany County, reference to which said deeds and records is here by made for a more particular

description of the property hereby conveyed.

And the purchaser has paid your Executor the full price for the one third undivided interest in said property and awaits the ratification of this sale.

H. B. Donnelly

Executor of Suzan Bearinger, late
of Allegany County, Maryland, de-
ceased.

STATE OF MARYLAND,

ALLEGANY COUNTY to wit:-

I hereby certify that on this 2nd,--day of September 1930, before me the subscriber the Register of Wills of Allegany County, Maryland, Personally appeared Harry R. Donnelly, Executor of Suzan Bearinger, late of Allegany County, Maryland, deceased, and made oath in due form of law that the matters and things stated in the foregoing report are true and correct to the best of his knowledge and belief and that the sale therein reported was fairly made.

Hervey M. Shuck

Register of Wills of Allegany County,
Maryland.

Order Nisi.

IN THE MATTER OF THE SALE OF THE
REAL ESTATE OF

-----Suzan Bearinger,-----

Deceased.

IN THE ORPHANS' COURT OF
ALLEGANY COUNTY,
MARYLAND.

ORDERED this --2nd,-- day of September--- 1930, by the Orphans' Court
of Allegany County, Maryland, that the sale -- of Real Estate made by Harry R. Donnelly,
-----Executor----- of
-----Suzan Bearinger,-----, late of said County and State, deceased,
and reported to the Orphans' Court on this --2nd,-- day of September--- 1930,
be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 2nd,--
day of October----- 1930, provided a copy of this order be inserted in some newspaper
printed and published in Allegany County, Maryland, once a week for three ---- successive weeks
before the 26th,-- day of September----- 1930..

The report states the amount of sale -- to be \$ 333.33-1/3.

John Scott Jr
John J. Price
Virgil T. Walford
Judges of the Orphans' Court.

In the Matter of the sale of the :
Real Estate : Final Order of Court
of :
Suzan Bearinger, late of Allegany : Ratifying Sale of Real
County, Maryland, deceased. : Estate.

Ordered this 3rd, day of October----- 1930, by the
Orphans Court of Allegany County, Maryland, that the sale of
the real estate, or the one third interest therein, made and
reported to the Orphans Court of Allegany County, Maryland
on the 2nd, day of September- 1930, by Harry R. Donnelly,
Executor of Suzan Bearinger, late of Allegany County, deceased,
per report of sale of Real Estate be and the same is hereby
finally ratified and confirmed, no cause to the contrary thereof
having been shown, although due notice appears to have been
given by a preceding Order Nisi passed by this Court on the
2nd, day of September- 1930, the printers certificate of its
publication being filed and recorded with this order.

John Scott Sr
John J. Price
Virgil J. Walford

Judges of the Orphans Court of
Allegany County, Maryland.

Printer's Certificate of Publication
of Order Nisi.

Law Offices of Harry R. Donnelly, City.

ORDER NISI

In the matter of the sale of the real estate
of Suzan Bearinger, Deceased.
In the Orphans' Court of Allegany County,
Maryland.

Ordered this 2nd day of September, 1930,
by the Orphans' Court of Allegany County,
Maryland, that the sale of Real Estate
made by Harry R. Donnelly, Executor of
Suzan Bearinger, late of said County and
State, deceased, and reported to the
Orphans' Court on this 2nd day of Sep-
tember, 1930, be ratified and confirmed,
unless cause to the contrary thereof be
shown on or before the 2nd day of October,
1930, provided a copy of this order be in-
serted in some newspaper printed and
published in Allegany County, Maryland,
once a week for three successive weeks
before the 26th day of September, 1930.

The report states the amount of sale to
be \$333.33 1-3.

JOHN SCOTT, SR.,

JOHN J. PRICE,

VIRGIL T. WOLFORD,

Judges of the Orphans' Court.

True Copy, Test:

HERVEY W. SHUCK,

Register of Wills.

se 8, 10, 17, 24

Cumberland, Md., Sept. 25, 1930 ~~192~~..

This is to certify that the annexed... Order Nisi - estate of Suzan
Bearinger,has been published in **The Daily News**,
a Newspaper published in the City of Cumberland, Md., once a week for three..
successive weeks before the....26th.....day of Sept. 1930....~~192~~...

The Daily News Company, Publishers,

Per *Chas. W. Donnelly* Business Manager.

In the matter of the estate
of
Suzan Bearinger, deceased.

XXXXXXXXXXXX

In the Orphans' Court of Alleg-
any County, Maryland.

XXXXXXXXXXXX

Executors Report of Sale of Real
Estate, Order Nisi and Final Ord-
er of Court Ratifying Sale.

XXXXXXXXXXXX

Recorded in Court Proceedings
Liber No. * , Folio 4 5 5 this
2nd, day of September 1930.

XXXXXXXXXXXX

Finally, Ratified and Confirmed
this 3rd, day of October 1930.

Test. Hervey W. Shuck.

Register of Wills.